

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CRIMINAL MISC.APPLICATION No 1068 of 1999

For Approval and Signature:

Hon'ble MR.JUSTICE H.R.SHELAT

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

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RAJESH S ADANI

Versus

STATE OF GUJARAT

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Appearance:

MR SHIRODKAR WITH Mr. AD SHAH for Petitioners  
WITH MR VIKRAM NANKARNI, RAKESH GUPTA AND S.A.SHAH  
MR. SOMPURA FOR PUBLIC PROSECUTOR for Respondent No. 1  
MR. PB MAJMUDAR FOR UNION OF INDIA  
MR. MR GEGHANI FOR DRI

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CORAM : MR.JUSTICE H.R.SHELAT

Date of decision: 22/02/99

ORAL JUDGEMENT

#. Rule. Heard the learned Advocates for the parties.

#. The parties do not press for reasoned order. Considering the submissions made on behalf of the

parties, and having regard to the circumstances and facts of the case, the petition is allowed and the petitioners are ordered to be released on bail in connection with Crime registered as DRI / AZU / INT-4 / 99 of Directorate of Revenue Intelligence, Ahmedabad on their executing a bond of Rs.50,000/- (Rs. Fifty Thousand only) to the satisfaction of the Chief Judicial Magistrate, Bhuj and subject to the conditions that they shall,

- (a) not take undue advantage of their liberty or abuse their liberty;
- (b) not act in a manner injurious to the interest of the prosecution;
- (c) maintain law and order;
- (d) mark their presence before DRI Office, Ahmedabad on every Wednesday at any time between 2.00 P.M. to 4.00 P.M.
- (e) furnish the address of their residence at the time of execution of the bond and shall not change the residence without prior permission of this court;
- (f) In case the petitioners have to leave India for business purpose, they shall give full details for the purpose of their contact and their schedule about their visits to different places to the Chief Judicial Magistrate, Bhuj before leaving India and they shall also obtain necessary permission from the Chief Judicial Magistrate, Bhuj for going abroad and shall intimate on what day they would be coming back to India. Soon after coming back to India, they shall report to DRI, Ahmedabad and the Chief Judicial Magistrate, Bhuj.
- (g) About the Goa Inquiry, the petitioners to furnish the bond of Rs.52,00,000/- (Rs. Fifty Two Lakhs only) today and shall also give bank guarantee of the like amount to DRI, Ahmedabad within the period of three days, failing which, it would be open to the DRI, Ahmedabad to file an application for cancellation of bail.

3. If breach of any of the above conditions is committed, the Chief Judicial Magistrate at Bhuj will be free to issue warrant or take appropriate action in the matter.

4. Bail before the lower Court of Chief Judicial Magistrate of Bhuj.

5. Rule is made absolute. Direct service is permitted.

Date : 22-2-1999 (H.R.Shelat,J.)

\*kailash